

**SUPREME COURT MINUTES
FRIDAY, OCTOBER 30, 2009
SAN FRANCISCO, CALIFORNIA**

S176905**MARTIN (RONNIE S.) ON
H.C.**

Petition ordered withdrawn

Pursuant to written request of petitioner, the above-entitled petition for writ of habeas corpus is ordered withdrawn.

S176588**MARIAN (TEODOR) v. S.C.
(SMALL CLAIMS COURT OF
VENTURA COUNTY)**

Vexatious litigant application denied

The application of petitioner for leave to file Petition for Writ of Mandate is hereby denied.

S045423**PEOPLE v. FUENTES
(EDGARDO SANCHEZ)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Sara Theiss's representation that she anticipates filing the appellant's opening brief by September 2010, counsel's request for an extension of time in which to file that brief is granted to January 4, 2010. After that date, only four further extensions totaling about 240 additional days are contemplated.

S175794

E047167 Fourth Appellate District, Div. 2

**PEOPLE v. WAGNER (TONY
ROBIN)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to November 30, 2009.

No further extension of time is contemplated

S174341**HOFMAN ON DISCIPLINE**

Order filed

Due to clerical error, the order filed on October 14, 2009, is hereby amended to read in its entirety.

The petition for writ of review is denied.

The court orders that RICHARD ALAN HOFMAN, State Bar Number 110692, is suspended from the practice of law in California for five years, execution of that period of suspension is stayed, and he is placed on probation for five years subject to the following conditions:

1. RICHARD ALAN HOFMAN is suspended from the practice of law for a minimum of the first two years of probation, and he will remain suspended until the following requirements are satisfied:
 - i. He makes restitution to Jacqueline Navarro in the amount of \$4,000 plus 10 percent interest per year from April 13, 2002 (or to the Client Security Fund to the extent of any payment from the fund to Jacqueline Navarro, plus interest and costs, in accordance with Business and Professions Code section 6140.5), and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles;
 - ii. He provides proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).);
2. RICHARD ALAN HOFMAN must also comply with the other conditions of probation recommended by the Review Department of the State Bar Court in its Opinion filed on January 7, 2009; and
3. At the expiration of the period of probation, if RICHARD MAN HOFMAN has complied with all conditions of probation, the five year period of stayed suspension will be satisfied and that suspension will be terminated.

RICHARD ALAN HOFMAN must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

RICHARD ALAN HOFMAN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S174534

PAPENFUSS ON DISCIPLINE

Order filed

Due to clerical error, the order filed on October 14, 2009, denying the petition for writ of review, is hereby amended as to the State Bar Court case number.

S175828 B206896/B208835 Second Appellate District, Div. 3 **BOSETTI (LINDA L.) v.**
UNITED STATES LIFE
INSURANCE COMPANY OF
NEW YORK

Order filed

The order filed on October 14, 2009, denying the petition for review in the above entitled matter, is hereby amended as to the court of appeal case number.

S177283 **WRIGHT (LYLE) v. S.C.**
(PEOPLE)

Transferred to Court of Appeal, Second Appellate District

The above entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

